

CITY OF TALLAHASSEE	
<u>CITY COMMISSION AGENDA ITEM</u>	
ACTION REQUESTED ON:	June 11, 2003
SUBJECT/TITLE:	Introduction of Ordinance #03-O-30 Buck Lake/Alford Arm Greenway Contraction (Map Correction)
TARGET ISSUE:	N/A

STATEMENT OF ISSUE

On November 30, 2001 the City Commission adopted Ordinance # 01-O-24 Voluntary Annexation of Buck Lake/Goose Creek/State of Florida Alford Arm Greenway. The annexation consisted of more than 1200 acres owned by several individuals and the State of Florida. The area known as the Alford Arm Greenway was intended to be managed as a conservation area with the balance to be developed as low to moderate density residential property.

Staff has since been advised that one parcel consisting of fourteen (14) acres under private ownership and adjacent to the Alford Arm Greenway was inadvertently annexed. The property owner has petitioned to have this property de-annexed from the city.

RECOMMENDED ACTION

Option 1 - Introduce Ordinance # 03-O-30 Buck Lake/Alford Arm Greenway contraction and set public hearing for June 25, 2003.

Fiscal Impact

While the privately owned property includes a residential structure, the property was annexed in error so there is no financial benefit or loss as a result of this contraction.

Dinah Hart		Anita R. Favors
Administrative Services Manager		City Manager

For Information, please contact: Dinah Hart, ext. 8209

ITEM TITLE: Introduction of Ordinance #03-O-30 Buck Lake/Alford Arm Greenway
Contraction (Map Correction)

SUPPLEMENTAL MATERIAL/ISSUE ANALYSIS

History/Facts & Issues

The proposed contraction area consists of approximately 14 acres which is privately owned and adjacent to the State of Florida Alford Arm Greenway. The property has one residential structure.

The Leon County Board of Commissioners was provided a copy of the contraction request at the time that this item was released to the City Commission.

Options

Option 1 - Introduce Ordinances # 03-O-30 Buck Lake/Alford Arm Greenway contraction and set public hearing for June 25, 2003.

Option 2 – Set another date for public hearing.

Recommendation

Option 1 - Introduce Ordinances # 03-O-30 Buck Lake/Alford Arm Greenway contraction set public hearing for June 25, 2003.

ATTACHMENTS/REFERENCES

Attachment 1- Proposed Ordinance #03-O-30

ORDINANCE NO. 03-O-30

AN ORDINANCE OF THE CITY OF TALLAHASSEE, FLORIDA, AMENDING CHAPTER SIX OF THE CHARTER OF THE CITY OF TALLAHASSEE, TO CONTRACT THE CORPORATE AREA OF THE CITY OF TALLAHASSEE, FLORIDA, UPON ADOPTION OF SAID ORDINANCE, PROPERTY BEING SITUATED IN LEON COUNTY, FLORIDA, IN ACCORDANCE WITH THE CONTRACTION PROVISIONS OF SECTION 171.051, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

WHEREAS, there are no qualified voters resident in the area and no non-governmentally owned property within the area; and,

WHEREAS, it has been determined that the contraction of said property will not result in the creation of any pocket or enclave as defined by Florida Statute 171.031; and,

WHEREAS, the property is not developed for urban purposes as defined by Florida Statute 171.043; and,

FURTHER WHEREAS, the City Commission of the City of Tallahassee, Florida, deems it in the best interest of the City to de-annex said property.

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF TALLAHASSEE, FLORIDA:

Section 1. That the property described below, situated in Leon County, Florida, be and the same is hereby deannexed from the City of Tallahassee, Florida, pursuant to the contraction provisions of Section 171.051 Florida Statutes, to wit:

**BUCK LAKE (GOOSE CREEK) STATE OF FLORIDA
ALFORD ARM CONTRACTION**

BEGIN at the northwest corner of the southeast quarter (1/4) of the southeast quarter (1/4) of Section 30, Township 1 North, Range 2 East, Leon County, Florida, said corner being the northeast corner of that parcel described in Official Record Book 1829, Page 1902 (Tax ID 12-30-20-411) of the Public Records of Leon County, Florida; thence , along the east line of said parcel as follows: South, a distance of 738.50 feet; thence South, a distance of 291.25 feet to the southeast corner of said parcel last referenced; thence West, along the south boundary of said parcel last referenced, a distance of 190.00 feet; thence North 37 degrees 54 minutes 33 seconds West, along the southwesterly boundary of said parcel last referenced, a distance of 1,305.15 feet to the northwest corner of said parcel; thence East, along the north boundary of said parcel, a distance of 991.90 feet to the POINT OF BEGINNING; Containing 13.97 acres, more or less.

Section 2. That upon this ordinance becoming effective, the property owners and property described herein shall no longer be entitled to any of the rights and privileges and immunities as are from time to time granted to residents and property owners of the City of Tallahassee, Florida, as provided in Chapter 171, Florida Statutes.

Section 3. If any section or portion of a section of this ordinance proves to be invalid, unlawful, or unconstitutional, it shall not be held to impair the validity, force, or effect of any other section or part of this ordinance.

Section 4. That all ordinances or parts of ordinances in conflict herewith be and the same are hereby revoked.

Section 5. That this ordinance shall become effective immediately upon its passage and adoption.

INTRODUCED in the City Commission on the ____ day of _____, 2003

PASSED the City Commission on the ____ day of _____, 2003

JOHN R. MARKS III, Mayor

ATTEST:

GARY HERNDON
City Treasurer-Clerk

APPROVED AS TO FORM:

JAMES R. ENGLISH
City Attorney